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**JAN 27 2006**

**OFFICE OF PETITIONS**

In re Application of  
Parulski et al.  
Application No. 10/051,342  
Filed: January 18, 2002  
Title: System, Method and Software Product  
for Ordering Merchandise over a  
Communication Network from a Plurality of  
Different Merchandise Providers Having  
Various Business Relationships

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**ON PETITION**

This is a decision on the renewed petition under 37 CFR 1.181 to withdraw the holding of abandonment, filed October 28, 2005.

The petition to withdraw the holding of abandonment is **GRANTED**.

This application was held abandoned May 2, 2004 for failure to timely reply to the Final Office Action mailed on February 2, 2004. The non-final Office Action set a three (3) month extendable time period for reply. A Notice of Abandonment was mailed September 14, 2004.

Petitioner asserts that a reply to the Final Office Action was timely submitted via facsimile on March 16, 2004. As evidence, petitioner has submitted a copy of the reply which contains a certificate of mailing pursuant to 37 CFR 1.8 and a statement which attests to personal knowledge of the previous timely transmission.

The response submitted March 16, 2004 has not been located in the Office, however, in view of the evidence submitted, the response is deemed timely. Petitioner submitted a second copy of the amendment after final on August 17, 2004.

The Notice of Abandonment is hereby **vacated** and the holding of abandonment is **withdrawn**.

Accordingly the \$1500.00 petition to revive fee and the untimely 3 month extension of time fee will be refunded to deposit account 05-0225

The application file is being forwarded to the Technology Center 3600 for further processing.

Telephone inquiries concerning this matter should be directed to the undersigned at (571) 272-3215.

A handwritten signature in black ink, appearing to read "Charlema R. Grant". The signature is fluid and cursive, with a long horizontal stroke at the end.

Charlema R. Grant  
Petitions Attorney  
Office of Petitions